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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/030,504	03/04/2002	Andre R. Miserez	0796/66513	9130

7590 08/30/2005

Cooper & Dunham
1185 Avenue of the Americas
New York, NY 10036

EXAMINER

FREDMAN, JEFFREY NORMAN

ART UNIT	PAPER NUMBER
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1637

DATE MAILED: 08/30/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20050817

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Applicant attempted to respond to the previous sequence requirement on April 5, 2004. While the paper copy of the sequence was acceptable, the CRF was not accepted because it did not contain a sequence listing. Also, Applicant's statement that the CRF and paper copy are "substantially identical" is not acceptable. Applicant must state, according to 37 CFR 1.821(f) that the CRF and sequence listing are the "same" or "identical". Attached is a copy of the CRF problem report.

There is still no Computer Readable Form (CRF) which has been filed in this application. A CRF is required as well as a statement that the CRF and paper copy are identical.

Applicant's response will be treated as BONA FIDE, and Applicant will be given a new period to comply with the sequence rules. Should the next response not be in compliance, it will not be a BONA FIDE response and the application will be abandoned.

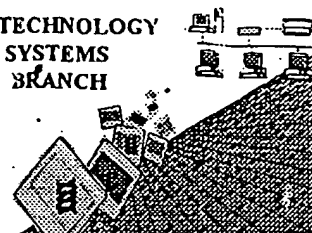
Applicant is given ONE MONTH, or THIRTY DAYS, whichever is longer, from the mailing date of this letter within which to comply with the sequence rules, 37 CFR 1.821 - 1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 CFR 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). In no case may an applicant extend the period for reply beyond the SIX MONTH statutory period. Direct the reply to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the reply.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffrey Fredman whose telephone number is 571-272-0742. The examiner can normally be reached on 6:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Benzion can be reached at 571-272-0782. The fax phone number for the organization where this application or proceeding is assigned is currently 703-872-9306.

Jeffrey Fredman
Primary Examiner
Art Unit: 1637

8/17/05



CRF Problem Report

The Scientific and Technical Information Center (STIC) experienced a problem when processing the following computer readable form (CRF):

Application Serial Number: 10/030,504

Filing Date: 3/4/02

Date Processed by STIC: 4/9/04

STIC Contact: Mark Spencer: Telephone: 703-308-4212; Fax: 703-308-4221

Effective 12/13/03: Telephone: 571-272-2510; Fax: 571-273-0221

Nature of Problem:

The CRF (was):

- ☐ (circle one) Damaged or Unreadable (for Unreadable, see attached)
- ☐ Blank (no files on CRF) (see attached)
- ☐ Empty file (filename present, but no bytes in file) (see attached)
- ☐ Virus-infected. Virus name: _____ The STIC will not process the CRF.
- ☐ Not saved in ASCII text
- ☐ Sequence Listing was embedded in the file. According to Sequence Rules, submitted file should only be the Sequence Listing.
- ☒ Did not contain a Sequence Listing. (see attached sample)
- ☐ Other: _____

PLEASE USE THE CHECKER VERSION 4.1 PROGRAM TO REDUCE ERRORS.
SEE BELOW FOR ADDRESS:

<http://www.uspto.gov/web/offices/pac/checker/chkr41note.htm>

Applicants submitting genetic sequence information electronically on diskette or CD-Rom should be aware that there is a possibility that the disk/CD-Rom may have been affected by treatment given to all incoming mail.

Please consider using alternate methods of submission for the disk/CD-Rom or replacement disk/CD-Rom.

Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be sent via the following to the indicated addresses:

1. EFS-Bio (<<http://www.uspto.gov/ebc/efs/downloads/documents.htm>> , EFS Submission User Manual - ePAVE)
2. U.S. Postal Service: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
3. Hand Carry directly to (EFFECTIVE 12/01/2003):
U.S. Patent and Trademark Office, Box Sequence, Customer Window, Lobby, Room 1B03, Crystal Plaza Two, 2011 South Clark Place, Arlington, VA 22202
4. Federal Express, United Parcel Service, or other delivery service to: U.S. Patent and Trademark Office, Box Sequence, Room 1B03-Mailroom, Crystal Plaza Two, 2011 South Clark Place, Arlington, VA 22202

Revised 10/08/03

(Sample of Submitted File) 10/030,504
9/9/04

02280us DNA polymorphisms in Sterol-Regulator-Element Binding
Proteins

Cross References to Related Applications

This application claims the priority of Swiss patent application 1277/99, filed July 9, 1999, the disclosure of which is incorporated herein by reference in its entirety.

Technical Field

The present invention relates to polymorphisms, in particular deoxyribonucleic acids (DNA or DNS)-